

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2016-091242

03/09/2016

HONORABLE DAVID M. TALAMANTE

CLERK OF THE COURT
M. Kay
Deputy

KETELAAR ACCOUNTING P L L C, et al.

RICHARD H. AGINS

v.

SAFE AND CARE TRANSPORTATION, et al.

ANTHONY GUY SALVADOR

DELANO M. PHILLIPS

MINUTE ENTRY

Courtroom 207 – SEA

Prior to the commencement of today's proceeding, Defendants' exhibits 1-13 are marked for identification.

9:48 a.m. This is the time set for Evidentiary Hearing re: request for compliance with A.R.S. §32-744. Counsel, Richard H. Agins, is present on behalf of Plaintiffs (Erik A. Ketelaar is also present). Counsel, Anthony G. Salvador, is present on behalf of Defendants (Diana Growrich is also present).

A record of the proceeding is made by audio and/or videotape in lieu of a court reporter.

The Court has reviewed the case file and the pleadings filed by the parties along with Plaintiffs' Hearing Memorandum filed on March 8, 2016 and Defendants' Motion to Strike thereto.

For the reasons expressed on the record,

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IT IS ORDERED denying Defendants' Motion to Strike Plaintiffs' Hearing Memorandum. The Court will consider the parties' Hearing Memorandum in its ruling on compliance with A.R.S. §32-744.

Counsel for Defendants presents opening statements to the Court.

Defendants' case:

Diana Growrich is sworn and testifies.

Defendants' exhibits 1-4 are received in evidence.

The Court takes judicial notice of Defendants' exhibit 5, which is a Motion for Preliminary Injunction filed by Defendants on July 22, 2015 in the Desert Ridge Justice Court in cause number CC-2015-104538.

The witness is excused.

Erik A. Ketelaar is sworn and testifies.

Defendants' exhibit 6 is received in evidence.

The witness is excused.

Defendants rest.

Plaintiffs' case:

Erik A. Ketelaar testifies further.

The witness is excused.

Plaintiffs rest.

Defendants' exhibits 7-13 are received in evidence.

Closing arguments are presented.

IT IS ORDERED taking this matter under advisement.

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There being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of the Court,

IT IS ORDERED that the Clerk permanently release all exhibits not offered in evidence to the counsel/party causing them to be marked, or to their written designee.

IT IS FURTHER ORDERED that counsel/party or written designee take immediate possession of all exhibits referenced above.

Defendants' exhibit 5 is released.

FILED: Exhibit Worksheet

ISSUED: Exhibit Release Form

10:36 a.m. Hearing concludes.